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January 31, 2012

The Honorable Allyn R. Ross  
U.S. District Court Judge  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, NY 11201

Re: U.S.A. v. Glenn Marcus, 05-CR-457 (ARR)

Your Honor:

This letter is submitted in reply to the Government's December 23, 2011 letter to address the Government's claims concerning Mr. Marcus' health and his care of his mother.

As noted in the letters from Dr. Grossman and Dr. Levine, they both noted a deterioration in Mr. Marcus' health while he was in custody, and improvement in his health since he has left custody. They rebut the Government's claims that Mr. Marcus' deterioration in health while in custody was simply the "normal course of decline."

As noted in the letters from Dr. Levine and Dr. Scuderi, Mrs. Marcus needs assistance at home for her daily living activities. As Dr. Levine has noted, if Mrs. Marcus has to move into a nursing home (which is the likely outcome if Mr. Marcus is incarcerated), her physical and emotional deterioration would become worse and may lead to an early death.

Respectfully submitted,



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enc.

cc: Assistant U.S. Attorney Pamela Chen, Esq.  
U.S. Probation Officer Patricia Sullivan  
Mr. Glenn Marcus  
ECF